Appl. No. 10/560,655
Election and Reply to Restriction
to Office Action dated December 4, 2007

Atty. Docket No: 66146-50664

Amendments to the claims:

This listing of claims will replace all prior versions, and listings, of claims in the

application.

Listing of claims:

1. (Currently amended) A synthetic, non-cytopathic negative-strand RNA virus replicon

comprising

a) a nucleotide sequence of said RNA virus, wherein the sequence of all glycoprotein gene

units are one or more structural genes is inactivated or deleted; and

b) a nucleotide sequence encoding a selectable marker suitable for selection, wherein said

sequence encoding a selectable marker is under the control of the RNA virus replication machinery

and wherein the replicon can be used to biologically select cells containing stable, replicating,

non-cytotoxic replicons.

2. (Original) The replicon of claim 1, wherein said sequence encoding a selectable marker is a

gene that confers resistance to an antibiotic.

3. (Original) The replicon of claim 2 wherein said gene is a bsd gene.

4. (Original) The replicon of claim 1, further comprising a sequence encoding a heterologous

protein.

5. (Original) The replicon of claim 1 further comprising a reporter gene.

6. (Original) The replicon of claim 5, wherein said reporter gene is a gene encoding green

fluorescent protein (GFP).

7. (Original) The replicon of claim 1 wherein said RNA virus is respiratory syncytial virus (RSV).

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 (Original) The replicon of claim 7, wherein the sequence encoding the F, G and SH glycoproteins is deleted

- (Original) The replicon of claim 8 wherein said sequence encoding a selectable marker is a gene that confers resistance to an antibiotic.
- 10. (Original) The replicon of claim 9, wherein said gene is a bsd gene.
- 11. (Original) The replicon of claim 10, further comprising a reporter gene.
- 12. (Original) The replicon of claim 11 wherein said reporter gene is a gene encoding GFP.
- 13. (Original) A cell line comprising the replicon of claim 1.
- 14. (Original) The replicon of claim 12, wherein said replicon is harbored in a cell line selected from the group consisting of BHK-RR-B51E (ATCC deposit number PTA-5257) and HeLa-RR-B51S (ATCC deposit number PTA-5258).
- 15. (Original) The replicon of claim 12, further comprising a sequence encoding a heterologous protein.
- (Currently amended) A <u>plasmid encoding a cDNA</u> of a non-cytopathic negative-strand RNA virus replicon comprising
- a) a nucleotide sequence complementary to the genome of <u>a non-cytopathic negative-</u>
 <u>strand RNA virus</u> said RNA virus, wherein the sequence encoding <u>all glycoprotein gene</u>
 <u>units are</u> one or more structural genes is inactivated or deleted;
- b) a nucleotide sequence comprising a heterologous promoter sequence operatively linked to said sequence of a); and
- c) a nucleotide sequence comprising a gene encoding a selectable marker suitable for selection, wherein said gene is under the control of the RNA virus replication machinery and

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wherein the replicon can be used to biologically select cells containing stable, replicating, noncytotoxic replicons.

17. (Currently Amended) The <u>plasmid</u> eDNA of claim 16, wherein said heterologous promoter sequence is selected from the group consisting of T7 polymerase promoter, evtomegalovirus immediate early promoter. SV40 early promoter and polymerase I promoter.

18. (Currently Amended) The <u>plasmid</u> eDNA of claim 16 wherein said promoter is a T7 polymerase promoter.

19. (Currently Amended) A replicon encoded by the plasmid eDNA of claim 16.

20.-32. (Canceled)

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